

ARNOLD & PORTER



April 29, 2002

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Commissioner for Patents
Washington, D.C. 20231

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TECH CENTER 1600/2900

Attn: Box Non-Fee Amendment

Re: U.S. Patent Application No. 09/852,845
Filed: May 11, 2001
For: **Receptor on the Surface of Activated T-Cells (ACT-4)**
Inventors: Wayne GODFREY *et al.*
Atty. Docket: 16524.010

Sir:

Transmitted herewith are the following documents for appropriate action by the U.S. Patent and Trademark Office (USPTO):

1. Amendment and Response to Restriction Requirement; and
2. Return postcard.

Please stamp the postcard with the filing date of these documents and return it to our courier.

The Commissioner is hereby authorized to charge any fee deficiency, and/or credit any overpayment, to our Deposit Account No. 50-1824, referencing matter number 16524.010.

Respectfully submitted,

June E. Cohan (Reg. No. 43,741)
Holly L. Prutz (Reg. No. 47,755)

Attachments



*Election / Amt B / #6
J 5/7/02*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Wayne GODFREY *et al.*

Appl. No.: 09/852,845

Filed: May 11, 2001

For: **Receptor on the Surface of
Activated T-Cells (ACT-4)**

Art Unit: 1644

Examiner: M. Belyavskyi

Atty. Docket: 16524.010

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Amendment and Response to Restriction Requirement

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed March 28, 2002 (paper number 5), Applicants submit the following amendments and remarks.

In the Claims:

Please cancel claims 26 and 27 without prejudice to or disclaimer of the underlying subject matter.

REMARKS

Claims 26 and 27 have been cancelled. The application presently contains claims 31, 33, 35, and 59-77. In the Office Action dated March 28, 2002, the Examiner required restriction to one of the following inventions under 35 U.S.C. § 121:

Group I: Claims 26, 27, 31, 33, 35, and 59-72, drawn to monoclonal antibody, immunotoxin comprising antibody, humanized antibody and cells of hybridoma classified in Class 530, subclass 387.1, Class 435, subclass 326.